IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

RICHARD ANDRUS,

Plaintiff,

C.A. No. 07-486*** v.

CITY OF WILMINGTON; CITY OF

WILMINGTON POLICE DEPARTMENT; CORPORAL HENRY CANNON;

OFFICER CPL. CHRIS CONNELLY; OFFICER MARTY STORY;

OFFICER STEPHEN BROCK; and

OFFICER JEFFREY GLENN,

Defendants.

NOTICE OF DEPOSITION

TO: Michael W. Modica, Esquire 715 King Street, Suite 300 P.O. Box 437 Wilmington, DE 19899

PLEASE TAKE NOTICE that the undersigned attorney will take the deposition of David Lynch on Thursday, October 16, 2008 at 1:00 p.m. The deposition will take place in the City of Wilmington Law Department, located in the Louis L. Redding City/County Building, 800 N. French Street, 9th Floor, Wilmington, Delaware 19801. The deposition will be recorded by stenographic means.

CITY OF WILMINGTON LAW DEPARTMENT

/s/ Andrea J. F. Rhen

Andrea J. F. Rhen, Esquire (I.D. #3831) Senior Assistant City Solicitor Louis L. Redding City/County Building 800 N. French Street, 9th Floor Wilmington, DE 19801 (302) 576-2175 Attorney for Defendants

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Plaintiff,

v. C.A. No. 07-486***

CITY OF WILMINGTON; CITY OF

WILMINGTON POLICE DEPARTMENT;

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Defendants.

CERTIFICATE OF SERVICE

I, Andrea J. F. Rhen, Esquire, hereby certify that on this 27th day of August, 2008, I electronically filed the Notice of Deposition of David Lynch were served with the Clerk of Court using CM/ECF which will send notification of such filing(s) to the following and that these documents are available for viewing and downloading from CM/ECF:

> Michael W. Modica, Esquire 715 King Street, Suite 300 P.O. Box 437 Wilmington, DE 19899

> > CITY OF WILMINGTON LAW DEPARTMENT

/s/ Andrea J. F. Rhen

Andrea J. F. Rhen, Esquire (I.D. #3831) Senior Assistant City Solicitor Louis L. Redding City/County Building 800 N. French Street, 9th Floor Wilmington, DE 19801 (302) 576-2175

Attorney for Defendants

Wilcox & Fetzer cc: